

FILED
09 AUG -3 AM 9:35
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 Vance S. Elliott
2 Name and Address
3 74 Sixtn Street #226
4 San Francisco, CA 94103-1608

4 Plaintiff

5 **UNITED STATES DISTRICT COURT**
6 **NORTHERN DISTRICT OF CALIFORNIA**

8)
9) **Case No.** C09-1397 VRW
10)

9 Vance S. Elliott

10 **Plaintiff / Petitioner**

10 **Document Name:**

11 **VS.**

11) **OPPOSITION TO NOTICE OF MOTION AND**
12) **MOTION TO DISMISS TO DISMISS**

12 The San Francisco Board of Sup-
13 ervisors

13) **Hearing Date:** August 6, 2009

14 **Defendant / Respondent**

14) **Time:** 2:30 P.M.

15
16 To Attorneys Dennis J. Herrera, Wayne Snodgrass and Sherri Sokeland Kaiser for
17 Defendant The San Francisco Board of Supervisors, Greetings:

18 The fact that I have been previously adjudicated a vexatious litigant has no
19 bearing whatsoever on the fact that the defendant, by resolution, caused to be
20 enacted ~~an~~ an Ordinance abridging ~~my~~ my freedom and liberty in viol-
21 ation of Section 1 of the 14th Amendment to the Constitution of the United States.
22 Our argument is ~~therefore~~ absolutely ad hominum. The person vexed is Judge Sandra
23 Armstrong, against whom I filed a Complaint of Judicial Misconduct No. 08-90170.
24 I note the curious fact the event noted in my Complaint occurred within diverted
25 the city limits of San Francisco, all my previous complaints were ~~directed~~ to the
26 District Court of Oakland). The question ~~whether~~ is I lack standing or not is moot. I
27 have the right and the capacity ~~as~~ as a citizen of the United States to initiate
28 this lawsuit against the San Francisco Board of Supervisors.

23 I therefore propose that an Order ~~be~~ signed by ~~the~~ the Presiding ~~Judge~~ Judge issued
24 ~~in~~ findings Attorneys for the Defendant's Notice of Motion and Motion to Dismiss
25 without merit and is therefore dismissed.

25 Vance S. Elliott
26 Attorney pro se
27
28